

**PLANNING BOARD
TOWN OF MARILLA**

Date: July 20, 2006

Present: Debbie Zimmerman, Chairman Barbara Spanitz, Town Board
 Nathan Barnard, Co-Chairman John Fronczek, CEO
 Rich Janiga Robert Miller, Consult
 Judy Gillman
 Dan Handy
 Paul Domanowski

Absent: Tom Wantuck

Guests: Sandra Rogers

- I. Debbie Zimmerman, Chairman, opened the Planning Board meeting at 7:04 p.m.

CEO John Fronczek stated when building a house on a smaller size lot it is still 100 feet from the center line of the road.

- II. **MOTION** to accept June minutes moved by Dan Handy, seconded by Rich Janiga. All in favor – 6 ayes.

- III. New Business

Sandra Rogers submitted a Special Use Permit to operate a boarding kennel at her home at 12632 Bullis Road. Sandra Rogers explained she would like to operate a boarding kennel and maybe eventually find homes for animals. This site is 5.9 acres large and was previously a boarding kennel. The kennel can house 30 dogs (1 dog per run) with the access to the kennels on Bullis Road. Rich Janiga asked Ms. Rogers if she was planning on adding more runs and she stated she is not at this time. Dan Handy stated if Sandra Rogers decides to expand she would have to come back to the P.B. Special Use Permits are renewed every year. Bob Miller questioned our Code Book which states no enclosed fenced area for animals shall be permitted in the front yard. Judy Gillman asked if the fenced in area could possibly be moved. Sandra Rogers stated there is not another place to move it to and she is planning on using this area.

MOTION by Dan Handy, seconded by Judy Gillman, to recommend approval of a boarding kennel at 12632 Bullis Road which includes existing training area although it doesn't match Code Book – kennel will only house 30 dogs and any future expansion would need to be approved by Town Board.

Roll call vote:

Rich Janiga- aye

Paul Domanowski – aye

Dan Handy – aye

Motion carried.

Judy Gillman – aye

Nathan Barnard – aye

Debbie Zimmerman – aye

IV. Old Business

Bob Miller stated the committee met last Tuesday regarding the Code Book, the Town Board reviewed it, and it is on its way back to Code Publishers.

V. CEO Report

CEO John Fronczek stated Leon Berner was in a few months ago stating he was going to create some flag lots and then the following month he wanted information regarding zoning.

VI. Town Board

Councilman Barbara Spanitz stated Leon Berner wants to take acreage on Clinton Street which is currently zoned agricultural and zone it B-1. Leon Berner stated the P.B. approved his flag lots on Clinton Street. Nathan Barnard stated Leon Berner attended the March P.B. meeting stating some ideas he had but nothing was approved.

VII. Open Presentations from the Floor

None.

VIII. Chairman Debbie Zimmerman stated there will be no August meeting unless something comes in and we will meet on September 21. **MOTION** to adjourn at 7:45 p.m. Dan Handy moved, seconded by Rich Janiga, all in favor 6/0.

Respectfully submitted,

Laura Nuttle, Clerk